

1 SENATE BILL 448

2 **49TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2009**

3 INTRODUCED BY

4 Howie C. Morales

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10 AN ACT

11 RELATING TO PUBLIC ASSISTANCE; REQUIRING THE DEPARTMENT OF
12 HEALTH TO REQUEST COST-OF-LIVING ADJUSTMENTS FOR CERTAIN DIRECT
13 SERVICE PROVIDERS.

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15 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

16 Section 1. A new section of Chapter 27, Article 2 NMSA
17 1978 is enacted to read:

18 "[NEW MATERIAL] DIRECT SERVICES COST-OF-LIVING
19 ADJUSTMENT.--In the department of health's annual budget
20 requests to the state budget division of the department of
21 finance and administration and to the legislative finance
22 committee, the department of health shall request an annual
23 cost-of-living increase, based on the centers for medicare and
24 medicaid services' intermediate care facilities for the
25 mentally retarded market basket index inflation factor, for all
26 .176336.1

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1 persons who have entered into provider contracts or provider
2 agreements with the department of health to provide direct care
3 services through the family infant toddler program, the
4 developmental disabilities medicaid waiver program and the
5 state general fund program administered by the developmental
6 disabilities supports division of the department of health.
7 The cost-of-living adjustment shall be used to improve staff
8 recruitment and retention and to meet increased programmatic
9 and operational costs of quality services."

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